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UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

RIMINI STREET, INC., a Nevada corporation;
 Plaintiff,
 v.
 ORACLE INTERNATIONAL CORPORATION,
 a California corporation,
 Defendant.
 ORACLE AMERICA, INC., a Delaware
 corporation, *et al.*,
 Counterclaimants,
 v.
 RIMINI STREET, INC., a Nevada corporation, *et
 al.*,
 Counterdefendants.

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Case No 2:14-cv-01699 LRH PAL

**ORACLE'S MOTION TO SEAL
 PORTIONS OF ORACLE'S MOTION
 TO COMPEL AND SUPPORTING
 DOCUMENTS**

Pursuant to the Stipulated Protective Order governing confidentiality of documents entered by the Court on May 18, 2015, ECF No. 58 (“Protective Order”), Local Rules 10-5(b), and Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Defendant and Counterclaimant Oracle International Corporation and Counterclaimant Oracle America Inc. (together “Oracle”) respectfully requests that the Court grant leave to file under seal certain portions of Oracle’s Motion to Compel Production of Documents (“Motion to Compel”) and exhibits 12, 13, 14, 17, 18 and 19 of the Hixson Declaration. A public, redacted version of each document was filed on November 3, 2016. *See* ECF Nos. 318 (Motion to Compel), 318-13 (Hixson Decl., Ex. 12), 318-14 (*id.*, Ex. 13), 318-15 (*id.*, Decl., Ex. 14), 318-18 (*id.*, Decl., Ex. 17), 318-19 (*id.*, Decl., Ex. 18), and 318-20 (*id.*, Decl., Ex. 19). An unredacted version of each document will be subsequently filed under seal with the Court and linked to the filing of this Motion. *See* ECF No. 221 (Order re: sealing procedures).

Oracle requests that the Court seal portions of Oracle’s Motion to Compel and supporting documents because these documents contain information that Rimini has designated as “Highly Confidential Information – Attorneys’ Eyes Only” under the terms of the Protective Order.

The Protective Order states, “Counsel for any Designating Party may designate any Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information – Attorneys’ Eyes Only’ under the terms of this Protective Order **only if such counsel in good faith believes that such Discovery Material contains such information and is subject to protection under Federal Rule of Civil Procedure 26(c)**. The designation by any Designating Party of any Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information – Attorneys’ Eyes Only’ shall constitute a representation that an attorney for the Designating Party reasonably believes there is a valid basis for such designation.” Protective Order ¶ 2 (emphasis supplied).

Rimini has designated Exhibits 12, 13, 14, 17, 18 and 19 to the Hixson Declaration as “Highly Confidential - Attorneys’ Eyes Only,” and portions of Oracle’s Motion to Compel quote from or paraphrase information contained in these exhibits. Oracle submits these documents and information under seal pursuant to the Protective Order based on Rimini’s representation that it

1 reasonably believes there is a valid basis under the Protective Order for its confidentiality
2 designations. Because the documents were designated by Rimini, Oracle is not in a position to
3 provide further justification for why filing them publicly would cause Rimini harm sufficient to
4 show good cause. Oracle does not independently contend that these documents are subject to
5 such protection, but makes this request pursuant to ¶ 14 of the Protective Order.

6 Oracle has submitted all other portions of Oracle's Motion to Compel and supporting
7 papers to the Court's public files, which allow public access to all materials except for the items
8 discussed above. Accordingly, the request to seal is narrowly tailored. For the foregoing reasons,
9 Oracle respectfully requests that the Court grant leave to file under seal the documents discussed
10 above.

11 DATED: November 3, 2016

MORGAN, LEWIS & BOCKIUS LLP

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14 By: /s/ Thomas S. Hixson
15 Thomas S. Hixson
16 Attorneys for Counterclaimant Oracle America,
17 Inc. and Defendant and Counterclaimant Oracle
International Corporation

18 IT IS SO ORDERED.

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20 DATED: November 22,
21 2016

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23 C.W. HOFFMAN, JR.
24 UNITED STATES MAGISTRATE JUDGE
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26
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CERTIFICATE OF SERVICE

I certify that on November 3, 2016, I electronically transmitted the foregoing
**ORACLE’S MOTION TO SEAL PORTIONS OF ORACLE’S MOTION TO COMPEL
AND SUPPORTING DOCUMENTS** to the Clerk’s Office using the CM/ECF System for
filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all counsel are
CM/ECF registrants.

Dated: November 3, 2016

Morgan, Lewis & Bockius LLP

By: /s/ Thomas S. Hixson
Thomas S. Hixson

Attorneys for Counterclaimant
Oracle America, Inc. and
Defendant and Counterclaimant
Oracle International Corporation